

8



Facsimile Transmission

North Point, 901 Lakeside Avenue • Cleveland, OH 44114 • 216/586-3939

Facsimile: 216/579-0212

Date 1/22/04

Please hand deliver the following facsimile to:

Name: Mr. Pinchus M. LAUFER

Facsimile No.: 703-305-3719

Company: U.S.P.T.O.

Number of Pages (including this page): 23

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From: D.B. Cochran

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Message: Second Petition to Withdraw Holding of
Abandonment for S/N 09/545,962.

David B. Cochran
Reg. 39,142

Please call us immediately if the facsimile you receive is incomplete or illegible. Our telephone number is 216/586-3939. Please ask for the facsimile operator. Ext. _____

ATLANTA • BEIJING • BRUSSELS • CHICAGO • CLEVELAND • COLUMBUS • DALLAS • FRANKFURT • HONG KONG • HOUSTON
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Confirmation Report - Memory Send

Time : Jan-22-2004 02:45pm
Tel line : 2165790212
Name : JONES DAY CLEVELAND

Job number : 828
Date : Jan-22 02:39pm
To : 917033053719
Document pages : 023
Start time : Jan-22 02:39pm
End time : Jan-22 02:45pm
Pages sent : 023
Status : OK
Job number : 828

*** SEND SUCCESSFUL ***

**JONES
DAY**

Facsimile Transmission

North Point, 901 Lakeside Avenue • Cleveland, OH 44114 • 216/586-3939
Facsimile: 216/579-0212

Date 1/22/04

Please hand deliver the following facsimile to:

Name: Mr. Pinchus M. Lawlor
Company: U.S.P.T.O.
Telephone No.: _____

Facsimile No.: 703-305-3719
Number of Pages (including this page): 23

Send copies to: _____

From: D.B. Cochran
Telephone No.: 216 586 7029

☐ Copies distributed _____
Facsimile Operator's Initials

CAM No.: 555255012125

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Message: Second Petition to Withdraw Holding of
Abandonment for S/N 09/545,962
David B. Cochran
703 59,142

Please call us immediately if the facsimile you receive is incomplete or illegible. Our telephone number is 216/586-3939. Please ask for the facsimile operator. Ext. _____

ATLANTA • BEIJING • BRUSSELS • CHICAGO • CLEVELAND • COLUMBUS • DALLAS • FRANKFURT • HONG KONG • HOUSTON
IRVINE • LONDON • LOS ANGELES • MADRID • MENLO PARK • MILAN • MUMBAI • MUNICH • NEW DELHI • NEW YORK
SAN FRANCISCO • SHANGHAI • SINGAPORE • SYDNEY • TAIPEI • TOKYO • WASHINGTON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Attorney Docket No. 555255012125

Group Art Unit: 2153)
Examiner: Edelman, Bradley)
Inventor: Major et al.)
Serial No.: 09/545,962)
Filed: April 10, 2000.-)
For: Notification System and Method for a)
Mobile Data Communication Device)

**SECOND PETITION TO WITHDRAW
HOLDING OF ABANDONMENT
UNDER 37 CFR 1.181(a)**

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to Special Programs Examiner Pinchus M. Laufer in Technology Center 2100 at the United States Patent and Trademark Office at number 703-305-3719.

By David B. Cohen

SECOND PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Attention: Office of Petitions
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants hereby petition to withdraw the holding of abandonment set forth in the second notice of abandonment in this application mailed on October 17,

2003 for the reasons stated below. Although this petition does not require a fee, MPEP 711.03(c), nevertheless the Commissioner is hereby authorized to charge any fees associated with this petition and any accompanying papers to Jones, Day, Reavis & Pogue's Deposit Account No. 50-1432, account 555255-012125.

Pursuant to MPEP 711.03(c) and 37 CFR 1.181(a), applicants hereby request withdrawal of the second holding of abandonment of this application on the grounds that the second Notice of Allowability was not received by the attorney for the applicants, and therefore the issue fee was not timely paid, leading to the issuance of the Notice of Abandonment on October 17, 2003. A copy of the second Notice of Abandonment is attached hereto as Tab 1. Applicants respectfully assert that the application is not in fact abandoned because the applicants representative did not receive the second Notice of Allowability.

Applicants note that this is the second time that the Notice of Allowability has not been received by the applicants representative. The prior Notice of Allowability was also not received, and the case was abandoned on November 4, 2002. In response to this first notice of abandonment, the applicants' representative investigated the matter with the Examiner of record, Mr. Bradley Edelman, and then subsequently filed a Petition to Withdraw the Notice of Abandonment. This first Petition to Withdraw was granted by Special Programs Examiner Pinchus Laufer on May 30, 2003, which indicated that a new notice of allowance would be transmitted to the applicants' representative. (Tab 4) This new notice of allowance was never received and the next

paper transmitted to the applicants' representative by the USPTO was the second notice of abandonment, dated October 17, 2003.

Following receipt of the second notice of abandonment, applicants' representative immediately communicated with Examiner Edelman to determine what happened with the application. For several weeks Examiner Edelman had difficulty finding the file, US Serial Number 09/545,962, and eventually he instructed applicants' representative to contact Mr. Laufer. Applicants' representative communicated with Mr. Laufer, who also indicated his difficulty in locating the application file, and recommended that applicants file another petition to withdraw.

As required by MPEP 711.03(c), applicants enclose proof to establish non-receipt of an office communication in the form of the practitioner statement attached at Tab 2. In the statement, the practitioner states that the office communication, the Second Notice of Allowability, was not received by the practitioner and attests to the fact that a search of the file jacket and docket records indicates that the office communication was not received. A copy of the docket record where the non-received office communication would have been entered had it been received and docketed is attached to and referenced in the practitioner's statement. The practitioner's statement is deemed by the applicants to be sufficient proof of the non-receipt of the second Notice of Allowability. Therefore, withdrawal of the holding of abandonment of this application is believed to be proper and respectfully requested. Applicant additionally requests that a new, third Notice of Allowability be mailed.

Respectfully submitted,

JONES, DAY, REAVIS & POGUE
Attorneys for Applicants

Date: 1/22/04

By: David B. Cochran
David B. Cochran
Reg. No. 39,142

North Point
901 Lakeside Ave.
Cleveland, Ohio 44114

TAB 1



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/545,962 | 04/10/2000 | Harry Major | 555255012125 | 3247 |

7590

10/17/2003

David B Cochran Esq
Jones Day Reavis & Pogue
North Point
901 Lakeside Avenue
Cleveland, OH 44114

EXAMINER

EDELMAN, BRADLEY E

ART UNIT

PAPER NUMBER

2153

DATE MAILED: 10/17/2003

p # 36

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| | | | |
|--------------------|-------------|-----------------------|---------------------|
| APPLICATION NUMBER | FILING DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO. |
|--------------------|-------------|-----------------------|---------------------|

09/545, 962

| |
|----------|
| EXAMINER |
|----------|

| | |
|----------|--------------|
| ART UNIT | PAPER NUMBER |
|----------|--------------|

DATE MAILED:

NOTICE OF ABANDONMENT

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on _____.
- ☐ A response (with a Certificate of Mailing or Transmission of _____) was received on _____, which is after the expiration of the period for response (including a total extension of time of _____ month(s)) which expired on _____.
- ☐ A proposed response was received on _____, but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).

- ☐ No response has been received.
- ☒ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.
 - ☐ The issue fee (with a Certificate of Mailing or Transmission of _____) was received on _____.
 - ☐ The submitted issue fee of \$_____ is insufficient. The issue fee required by 37 CFR 1.18 is \$_____.
 - ☒ The issue fee has not been received.

- ☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.
 - ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of _____) were received on _____.
 - ☐ The proposed new formal drawings filed _____ are not acceptable.
 - ☐ No proposed new formal drawings have been received.
- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on _____.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:

ABANDONMENT
CONTACT PERSON IS:
TOM HAWKINS
305-8380

TAB 2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 555255012125

| | | | |
|-----------------|--------------------------------------|---|---|
| Group Art Unit: | 2153 |) | |
| | |) | |
| Examiner: | Edelman, Bradley |) | |
| | |) | |
| Inventor: | Major et al. |) | PRACTITIONER STATEMENT IN SUPPORT OF PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.181(a) |
| | |) | |
| Serial No.: | 09/545,962 |) | |
| | |) | |
| Filed: | April 10, 2000 |) | |
| For: | Notification System and Method for a |) | |
| | Mobile Data Communication Device |) | |

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to Special Programs Examiner Pinchus M. Laufer in Technology Center 2100 at the United States Patent and Trademark Office at number 703-305-3719.

By _____

PRACTITIONER STATEMENT OF DAVID B. COCHRAN

I hereby declare and state as follows:

1. I represent Research In Motion Ltd., the assignee, in connection with the above-referenced patent application. I am the practitioner who drafted, filed and is prosecuting this patent application.

2. On March 29, 2002, I mailed a Request for Continuing Examination, along

with an Amendment, to the United States Patent and Trademark Office in this application.

3. Subsequently, on November 4, 2002, I received a Notice of Abandonment.

4. Between March 29, 2002 and November 4, 2002, I did not receive any correspondence in this application from the United States Patent and Trademark Office.

5. Following receipt of the Notice of Abandonment, one of my associates contacted the Examiner in charge of this application, Bradley Edelman, who indicated that a Notice of Allowability had been mailed out on June 26, 2002.

6. I did not receive the Notice of Allowability.

7. I immediately initiated a search of the File Jacket for this application maintained in my office and did not find the Notice of Allowability.

8. I also initiated a search of the computerized docket records maintained in my office and determined that the docket record for this application indicated that the Notice of Allowability was never received. A marked up copy of this docket record is attached hereto as Tab 3. The position in the docket entries marked with the letter A is where the indication would have been made in the normal course of our business if the Notice of Allowability had been received. The entry marked with the letter B shows the mailing of the RCE with Amendment on March 29, 2002. The text marked with the letter C further demonstrates that between March 29, 2002 and November 4, 2002, no correspondence regarding the Notice of Allowability was received, as this would have been further noted in this Remarks section of the docket entry.

9. I subsequently filed a Petition to Withdraw the Holding of Abandonment on December 4, 2002, and the Petition was Granted by Special Programs Examiner Pinchus M. Laufer on May 30, 2003. (Tab 4 hereto)

10. Subsequently, on October 17, 2003, I received a second Notice of Abandonment.

11. Between May 30, 2003 and October 17, 2003, I did not receive any correspondence in this application from the United States Patent and Trademark Office.

12. Following receipt of the Notice of Abandonment I immediately contacted Examiner Edelman who indicated that a second Notice of Allowability had been mailed out by the USPTO.

13. I did not receive the second Notice of Allowability.

14. I immediately initiated a search of the File Jacket for this application maintained in my office and did not find the second Notice of Allowability.

15. I also initiated a search of the computerized docket records maintained in my office and determined that the docket record for this application indicated that the second Notice of Allowability was never received. A marked up copy of this docket record is attached hereto as Tab 5. The position in the docket entries marked with the letter A is where the indication would have been made in the normal course of our business if the Notice of Allowability had been received. The entry marked with the letter B shows the mailing of the first Petition to Withdraw in December 2002. The text marked with the letter C further demonstrates that between May 30, 2003 and October

17, 2003, no correspondence regarding the second Notice of Allowability was received, as this would have been further noted in this Remarks section of the docket entry.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and the such willful false testimony may jeopardize the validity of the application or any patent issuing thereon.

Date:

1/22/04

By:

David B. Cochran

David B. Cochran
Reg. No. 39,142

North Point
901 Lakeside Ave.
Cleveland, Ohio 44114

TAB 3

Country Applications

CAM Number: 555255 012 125

Family Number: 555255012073

Client: Research In Motion Limited

SubCase: 001

Country: US United States of America

Case Type: RCE

Application Status: Pending

Applicant: Major et al.

Examiner Name: Edelman, B

Tax: LE

Application Number: 09/545962

Filing Date: 10-Apr-2000

Patent Number:

Issue Date:

Publication Number:

Publication Date:

Art Number: 2153

Expiration Date:

Abandon Date:

Date Recorded: 29-Aug-2000

Priority: ☒

Effective Date:

Frame: 0750-755

Reel: 01108

Annuity Service:

Agent Ref #:

Agent: JDRPO Jones, Day, Reavis & Pogue

CPI No: 7773

| Action(s) Due | Due Date | Indicator | Action Taken | Response Sent |
|-------------------------------|-------------|-----------|-------------------------------------|---------------|
| Information Disclosure Stmtnt | 10-Jul-2000 | Due Date | <input checked="" type="checkbox"/> | |
| SUPPLEMENTAL IDS MLD TO | 03-Aug-2000 | Due Date | <input checked="" type="checkbox"/> | |
| RESP TO NTC TO FILE MISSIN | 16-Aug-2000 | Final | <input checked="" type="checkbox"/> | |
| ASSIGNMENT MAILED TO PTO | 29-Aug-2000 | Due Date | <input checked="" type="checkbox"/> | |
| FILING RECEIPT ISSUED | 14-Sep-2000 | Due Date | <input checked="" type="checkbox"/> | |
| RESPONSE MISSING PARTS W | 16-Sep-2000 | Due Date | <input checked="" type="checkbox"/> | |
| Foreign Filing Reminder | 10-Oct-2000 | Due Date | <input checked="" type="checkbox"/> | |
| FOREIGN CONVENTION 3 MON | 10-Jan-2001 | Due Date | <input checked="" type="checkbox"/> | |
| SUPPLEMENTAL IDS MLD TO | 07-Feb-2001 | Due Date | <input checked="" type="checkbox"/> | |
| FORMAL DRAWINGS MLD TO P | 05-Apr-2001 | Due Date | <input checked="" type="checkbox"/> | |
| Foreign Filing Due | 10-Apr-2001 | Final | <input checked="" type="checkbox"/> | |
| 2ND CERTIFIED COPY RCVD? | 11-May-2001 | Due Date | <input type="checkbox"/> | |
| AMENDMENT DUE | 24-Jul-2001 | Due Date | <input checked="" type="checkbox"/> | 22-Aug-200 |
| AMENDMENT W/1ST EXT DUE | 24-Aug-2001 | Due Date | <input checked="" type="checkbox"/> | 22-Aug-200 |
| AMENDMENT AFTER FINAL DU | 27-Jan-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 |
| AMENDMENT AFTER FINAL DU | 27-Feb-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 |
| APPEAL | 27-Feb-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 |
| AMENDMENT AFTER FINAL W/ | 27-Mar-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 |
| AMENDMENT/RCE FILED | 29-Mar-2002 | Due Date | <input checked="" type="checkbox"/> | |
| STATUS INQUIRY | 22-Apr-2002 | Due Date | <input checked="" type="checkbox"/> | |
| AMENDMENT AFTER FINAL W/ | 27-Apr-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 |
| AMENDMENT AFTER FINAL W/ | 27-May-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 |

B →

Country Applications

| | | | | |
|--------------------------|-------------|----------|-------------------------------------|--------------------------|
| OFFICE ACTION RCVD? | 29-Sep-2002 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| NOTICE OF ABANDONMENT IS | 04-Nov-2002 | Due Date | <input type="checkbox"/> | <input type="checkbox"/> |
| OFFICE ACTION ISSUED? | 29-Dec-2002 | Due Date | <input type="checkbox"/> | 29-Mar-200 |
| EXPIRATION DATE | 10-Apr-2020 | Final | <input type="checkbox"/> | <input type="checkbox"/> |

Assignee 1: Research In Motion Limited

Assignee 2:

Status Rmk: [Notification Method In A Redirector]
 4/16/2001 Request For Certified Copy of Application as Filed received in U.S. PTO; await certified copy; 4/24/2001 Office Action issued; 7/23/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO; 7/24/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in an Office Action recently issued in a co-pending application]; 8/20/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in an Office Action recently issued in a co-pending application]; 8/24/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in an Office Action recently issued in a co-pending application]; 8/24/2001 Response w/ Petition For One Month Extension of Time rcvd in U.S. PTO; 9/21/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art from Litigation case]; 10/1/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing recently rcvd art from a Litigation case]; 11/27/2001 Office Action (final rejection); 12/18/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in International Search Reports]; 1/9/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in a European case]; 1/15/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in a European case]; 3/1/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in a European case];

3/29/2002 Request for Continued Examination, Amendment, IDS (citing art from invitation to pay additional fees/partial int'l search) and Petition for Two-Month Extension mailed to P TO - rcvd 4/10; 4/4/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in corresponding U.S. case]; 5/10/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art from Litigation case]; 9/3/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art from list rcvd by J. Sauer]; 11/4/2002 Notice of Abandonment (for failure to pay issue fee) rcvd; 11/8/2002 J. Sauer spoke with Examiner - notice of allowance was mailed (but we didn't receive it); awaiting further action

Priority Rmk: Priority claimed on U.S. Serial No. 09/087,623, filed May 29, 1998

UserID: jp259360 Date Created: 4/10/00 Last Update: 11/8/02

TAB 4



Paper No. 34

MAIL

David B. Cochran, Esq.
Jones, Day, Reavis & Pogue
North Point
901 Lakeside Avenue
Cleveland, Ohio 44114

MAY 30 2003

DIRECTOR OFFICE
TECHNOLOGY CENTER 2100

In re Application of: Harry Major et al.)
Application No.: 09/545,962)
Filed: April 10, 2000)
For: NOTIFICATION SYSTEM AND)
METHOD FOR A MOBILE)
COMMUNICATION DEVICE)

**DECISION ON PETITION
UNDER 37 C.F.R. § 1.181 TO
WITHDRAW HOLDING OF
ABANDONMENT**

This is a decision in response to the petition, filed December 9, 2002, under 37 CFR §1.181 requesting the withdrawal of the holding of abandonment.

The petition is **GRANTED**.

This application was held abandoned for failure to timely pay the issue fee within the statutory period of three months from the mailing date of the Notice of Allowance, on June 26, 2002. A Notice of Abandonment was mailed on November 4, 2002.

In the absence of any apparent irregularity associated with the mailing of an Office communication, the Office may presume that the communication was properly mailed to the address of record. This presumption may be overcome by showing that the Office communication was not received.

M.P.E.P. § 711.03(c), section II states:

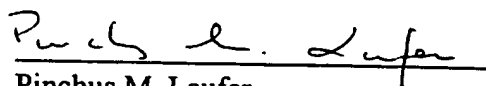
The showing required to establish nonreceipt of an Office communication must include a statement from the practitioner stating that the Office communication was not received by the practitioner and attesting to the fact that a search of the file jacket and docket records indicates that the Office communication was not received. A copy of the docket record where the nonreceived Office communication would have been entered had it been received and docketed must be attached to and referenced in practitioner's statement. For example, if a three month period for reply was set in the nonreceived Office action, a copy of the docket report showing all replies docketed for a date three months from the mail date of the nonreceived Office action must be submitted as documentary proof of nonreceipt of the Office action. See Notice entitled "Withdrawing the Holding of Abandonment When Office Actions Are Not Received," 1156 O.G. 53 (November 16, 1993).

COPY TO CLIENT

In support of the petition, Applicant's attorney, David B. Cochran, attests that the Office action was not received, and that upon conducting a search, no record of said Office action was found in the Attorney's file for this application. Petitioner supplies a copy of the docket records for Application Serial No. 09/545,962 and states that this is where the record would have been entered in the firm's docketing system had the Office action been received and docketed. The docket record shows no entry reflecting receipt of the Office communication mailed June 26, 2002.

Petitioner has met the criteria of set out in MPEP 711.03(c) for establishing failure to receive an Office action. The petition is **GRANTED**. The Notice of Abandonment is **WITHDRAWN**.

The application file is being forwarded to the Technology Center support staff. The Notice of Allowability and Notice of Allowance and Issue Fee Due, originally mailed June 26, 2002 will be remailed with the three month non-extendable statutory period restarted to run from the date of the remailing.



Pinchus M. Laufer
Special Programs Examiner
Technology Center 2100
Computer Architecture, Software, and Information Security
(703) 306-4160

TAB 5

Country Applications

CAM Number: 555255 012 125 **Family Number:** 555255012073
Client: Research In Motion Limited **SubCase:** 001
Country: US United States of America
Case Type: RCE **Application Status:** Pending
Applicant: Major et al.
Examiner Name: Edelman, B **Tax:** LE
Application Number: 09/545962 **Filing Date:** 10-Apr-2000
Patent Number: **Issue Date:**
Publication Number: **Publication Date:**
Art Number: 2153 **Expiration Date:**
Abandon Date: **Date Recorded:** 29-Aug-2000
Priority: ☒ **Effective Date:**
Frame: 0750-755 **Reel:** 01108
Annuity Service: **Agent Ref #:**
Agent: JDRPO Jones Day **CPI No:** 7773

| Action(s) Due | Due Date | Indicator | Action Taken | Response Sent |
|-------------------------------|-------------|-----------|-------------------------------------|-------------------------------------|
| Information Disclosure Stmtnt | 10-Jul-2000 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| SUPPLEMENTAL IDS MLD TO | 03-Aug-2000 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| RESP TO NTC TO FILE MISSIN | 16-Aug-2000 | Final | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| ASSIGNMENT MAILED TO PTO | 29-Aug-2000 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| FILING RECEIPT ISSUED | 14-Sep-2000 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| RESPONSE MISSING PARTS W | 16-Sep-2000 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Foreign Filing Reminder | 10-Oct-2000 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| FOREIGN CONVENTION 3 MON | 10-Jan-2001 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| SUPPLEMENTAL IDS MLD TO | 07-Feb-2001 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
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| AMENDMENT DUE | 24-Jul-2001 | Due Date | <input checked="" type="checkbox"/> | 22-Aug-200 <input type="checkbox"/> |
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| AMENDMENT AFTER FINAL DU | 27-Jan-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 <input type="checkbox"/> |
| AMENDMENT AFTER FINAL DU | 27-Feb-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 <input type="checkbox"/> |
| APPEAL | 27-Feb-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 <input type="checkbox"/> |
| AMENDMENT AFTER FINAL W/ | 27-Mar-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 <input type="checkbox"/> |
| AMENDMENT/RCE FILED | 29-Mar-2002 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| STATUS INQUIRY | 22-Apr-2002 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| AMENDMENT AFTER FINAL W/ | 27-Apr-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 <input type="checkbox"/> |
| AMENDMENT AFTER FINAL W/ | 27-May-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 <input type="checkbox"/> |

Country Applications

| | | | | |
|---------------------------|-------------|----------|-------------------------------------|--------------------------|
| OFFICE ACTION RCVD? | 29-Sep-2002 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| NOTICE OF ABANDONMENT IS | 04-Nov-2002 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| PETITION TO W/DRAW ABAND | 04-Dec-2002 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| OFFICE ACTION ISSUED? | 29-Dec-2002 | Due Date | <input checked="" type="checkbox"/> | 29-Mar-200 |
| STATUS OF PETITION TO W/D | 09-Feb-2003 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| IDS W/28 ITEMS TO PTO | 24-Mar-2003 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| IDS W/28 ITEMS RCVD? | 24-Apr-2003 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| NTC OF ABANDONMENT WITH | 30-May-2003 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| PETITION GRANTED | 30-May-2003 | Due Date | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| FILE ADD'L IDS? | 30-Oct-2003 | Due Date | <input type="checkbox"/> | <input type="checkbox"/> |
| IDS W/28 ITEMS CONSIDERED | 30-Oct-2003 | Due Date | <input type="checkbox"/> | <input type="checkbox"/> |
| NTC OF ALLOWANCE RCVD? | 30-Oct-2003 | Due Date | <input type="checkbox"/> | <input type="checkbox"/> |
| EXPIRATION DATE | 10-Apr-2020 | Final | <input type="checkbox"/> | <input type="checkbox"/> |

Assignee 1: Research In Motion Limited

Assignee 2:

Status Rmk: PUS-0076

[Notification Method In A Redirector]

4/16/2001 Request For Certified Copy of Application as Filed received in U.S. PTO; await certified copy; 4/24/2001 Office Action issued; 7/23/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO; 7/24/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in an Office Action recently issued in a co-pending application]; 8/20/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in an Office Action recently issued in a co-pending application]; 8/24/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in an Office Action recently issued in a co-pending application]; 8/24/2001 Response w/ Petition For One Month Extension of Time rcvd in U.S. PTO; 9/21/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art from Litigation case]; 10/1/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing recently rcvd art from a Litigation case]; 11/27/2001 Office Action (final rejection); 12/18/2001 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in International Search Reports]; 1/9/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in a European case]; 1/15/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in a European case]; 3/1/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in a European case]; 3/29/2002 Request for Continued Examination, Amendment, IDS (citing art from invitation to pay additional fees/partial int'l search) and Petition for Two-Month Extension mailed to PTO - rcvd 4/10; 4/4/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art recited in corresponding U.S. case]; 5/10/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art from Litigation case]; 9/3/2002 Supplemental IDS and PTO-1449 rcvd in U.S. PTO [citing art from list rcvd by J. Sauer]; 11/4/2002 Notice of Abandonment (for failure to pay issue fee) rcvd; 11/8/2002 J. Sauer spoke with Examiner - notice of allowance was mailed (but we didn't receive it); 11/8/2002 received copy of Notice of Allowance from Examiner; 12/4/2002 Petition to Withdraw Holding of Abandonment filed - ack'd 12/9/02; 3/27/2003 Suppl. IDS rcvd in PTO; 5/30/2003 Decision on Petition Under

Country Applications

37 CFR 1.181 to Withdraw Holding of Abandonment GRANTED: awaiting
Notice of Allowance

← (A)

Priority Rmk: Priority claimed on U.S. Serial No. 09/087,623, filed May 29, 1998

UserID: jp259360

Date Created: 4/10/00

Last Update: 6/5/03

Express Mail No.: _____

Docket No.: 555255-012125

Application No.: 09/545,962

Patent/Registration No.: _____

Trademark: _____

Date Mailed: December 4, 2002

Applicant: Major et al.

Filing Date: 4/10/2000

Issue/Registration Date: _____

Title: Notification System/Method for Mobile Data Communication Device

THE USPTO ACKNOWLEDGES AND HAS STAMPED THE DATE OF RECEIPT OF THE ITEMS CHECKED BELOW:

____ Affidavit (____ pages)
____ Amendment (____ pages)
____ Application Papers
____ sheets of drawing(s) (formal/informal)
____ pages specification
____ pages description
____ pages claims
____ pages abstract
____ pages of PCT Request
____ PCT Calculation sheet

____ Application Data Sheet
____ Assignment (____ pages) ____ Assignment cover sheet
____ Declaration (____ pages)
____ Declaration/Power of Attorney (____ pages)
____ Fee Transmittal Form
____ IDS & PTO-1449 and
____ cited item(s)
____ Provisional Application for Patent cover sheet

____ Design Patent Application Transmittal
____ Utility Patent Application Transmittal
____ Issue Fee Transmittal
____ Maintenance Fee Transmittal Form
____ Notice of Opposition
____ Petition for Extension of Time
____ Preliminary Amendment (____ pages)
____ Renewal Application (____ pages)
____ Response (____ pages)
____ Revocation of Power of Attorney and Appointment of New Attorney
____ Small Entity Statement
____ Specimens
____ Statement of Use
____ Status Inquiry
____ Transmittal Letter
____ Check - Amount \$ _____
____ x Other Petition to Withdraw Holding of Abandonment(3p)
Exhibits 1, 2 and 3